Scott. II-27—30,006—26-11-31.

Rev (1932) Department.

M8 SERIES.

G.O. No. 1450

1450

DATED 12.7 32

[Despatch Abstract.]

Administration - Land and Revenue -(South Kanara)--Mangalore Taluk - Kadri Village - T.S.No.66-A-1-A and 66-A-1-B - Park and recreation ground - Municipal Council, Mangalore-sanctioned.

C.F. 81

Revenue **DEPARTMENT.**

CURRENT No 20 72

Received ..... 19 *Registered* 3063 19

Subject.

Alienation. Land and Revenue-(South Kanara)- Mangalore taluk- Kadri village- T.S.Nos. 339- AlA and T.S.Nos. 339-Al-B Market and recreation ground - Municipal Council.Mangalore- recommended

OSURES.

Reference... No. B 2325/32--2

Station Madras *Dated the* 27th June 1932 19

From A.R. MacEwen Esq.,M.C.,I.C.S.,
Secretary.

~~The~~ Board of Revenue, ~~Revenue~~ Land Revenue and Settlement, ~~etc.~~
~~Separate Revenue.~~

C.F. Brackenbury Esq.,I.C.S.,
Commr.of Land Revenue. -

~~Resolution~~
~~Reference.~~

Read the following:-

Letter from Khan Bahadur J.Hussain, Bar-at-law, Collector of South Kanara, Ref.C.No. 9273-31-A6 dated the 10th June 1932.

Reference.

T.S.No.Purpose.
339-AlA.Market. }
339 AlB.Recrea- }
tion ground }.

At the instance of the Collector of South Kanara, the Board recommends the alienation of the plots of land comprised in S.Nos. 339-AlA and 339-A-1B of Kadri village Mangalore taluk, measuring 22216 Sq.ft. and 2 acs.and (51 cents) 10018 Sq.ft. respectively in favour of the Municipal Council, Mangalore for use as the site of a market and recreation - ground

ground.

2. The lands are registered as assessed waste in the accounts. The Municipal Council was under the impression that the Kadri Maidan vested in it and constructed the market buildings. It was decided in G.O. Mis.597 L & M., dated 14-2-30 that the maidan neither vested in the Municipal Council nor belonged to it. The market building covers an extent of 3.72 cents and its market value is estimated at Rs.1198. The Municipal Council is willing to pay back assessment for the market from 1927. The recreation ground is intended for the use of the public. There are trees valued at Rs.42-12-0 on the lands. The Collector recommends that the collection of tree value may be waived as they were conserved by the Municipal Council. The Board supports the Collector's recommendation.

1/430+31(S)

3. The alienation will be free of charge for the occupancy right and free of ground rent in respect of S.No. 339 A1B but subject to ground rent for S.No.339 A1A which will be liable to revision at every resettlement and subject to the payment of back ground rent from 1927 for the market and subject also to the following conditions to which the aliehee has agreed:-

(i) The lands shall be used as the site of a market and recreation ground and for no other purpose.

(ii) No building shall be constructed on the extent set apart for the recreation ground in T.S.No.339-A-1-B and no fresh building shall be constructed in T.S.No.339 A1A A1B without the previous permission of the Collector of the district.

(iii) The grantee shall keep the market buildings in good condition and shall execute the necessary repairs whenever required by the Collector to do so.

(iv) The Government may resume the land wholly or in part with the buildings thereon in the event of the infringement of any of the conditions of the grant or if in the opinion of the Government, the land is required for a public purpose or for conducting mining operations.

(v) In the event of such resumption, if there are buildings on the land, the Government may at their option, either

(a) purchase the buildings or

(b) allow the grantee to purchase the land at its value on the date of sale, or

(c) direct the grantee to remove the buildings.

(vi) In the event of the resumption of the land followed by purchase of the buildings under clause (v)(a) or in the event of the acquisition of the land for any other reason, the compensation payable therefor shall in no case exceed the initial cost or the value at the time of resumption or acquisition, whichever shall be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid by the Government in respect of the buildings constructed in contravention of condition (ii).

(vii) In the event of the grantee refusing to remove the buildings when so directed under clause (v)(c) the Government may remove them and realise the cost of removal by the sale of the materials.

(viii) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee at its cost.

for Secretary.

To the Secretary to Government, Revenue Department,

with alienation statements and a sketch.

M.D.27--6

Application for the alienation of land in which the proprietary right belongs to the State.

District- South Kanara

1. Description and area.	T.S.No. 339/A1A of Kadri village in Mangalore taluk measuring 22216 Sq.ft.
2. Market value.	Rs.765 at Rs.1500 per acre.
3.Alienees and purpose of alienation.	The Municipal Council, Mangalore - for a market.
4.Collector's remarks.	Recommended.

Application for the alienation of land revenue payable to Government.-

District- South Kanara

1.Description and area.	S.No. 339/A1B measuring 2 acres 10018 Sq.ft. in Kadri village, Mangalore taluk.
2.(a) Annual ~~assessment or~~ ground rent.	Rs. 13-15-0 at Rs.6-4-0 per acre
(b) Capitalised value (25 times ~~assessment or~~ ground rent)	Rs 348-7-0
3.Alienees and purpose of alienation.	The Municipal Council, Mangalore- for recreation ground.
4.Collector's remarks.	Recommended.

Application for the alienation of land in which the proprietary right belongs to the State.

District- South Kanara.

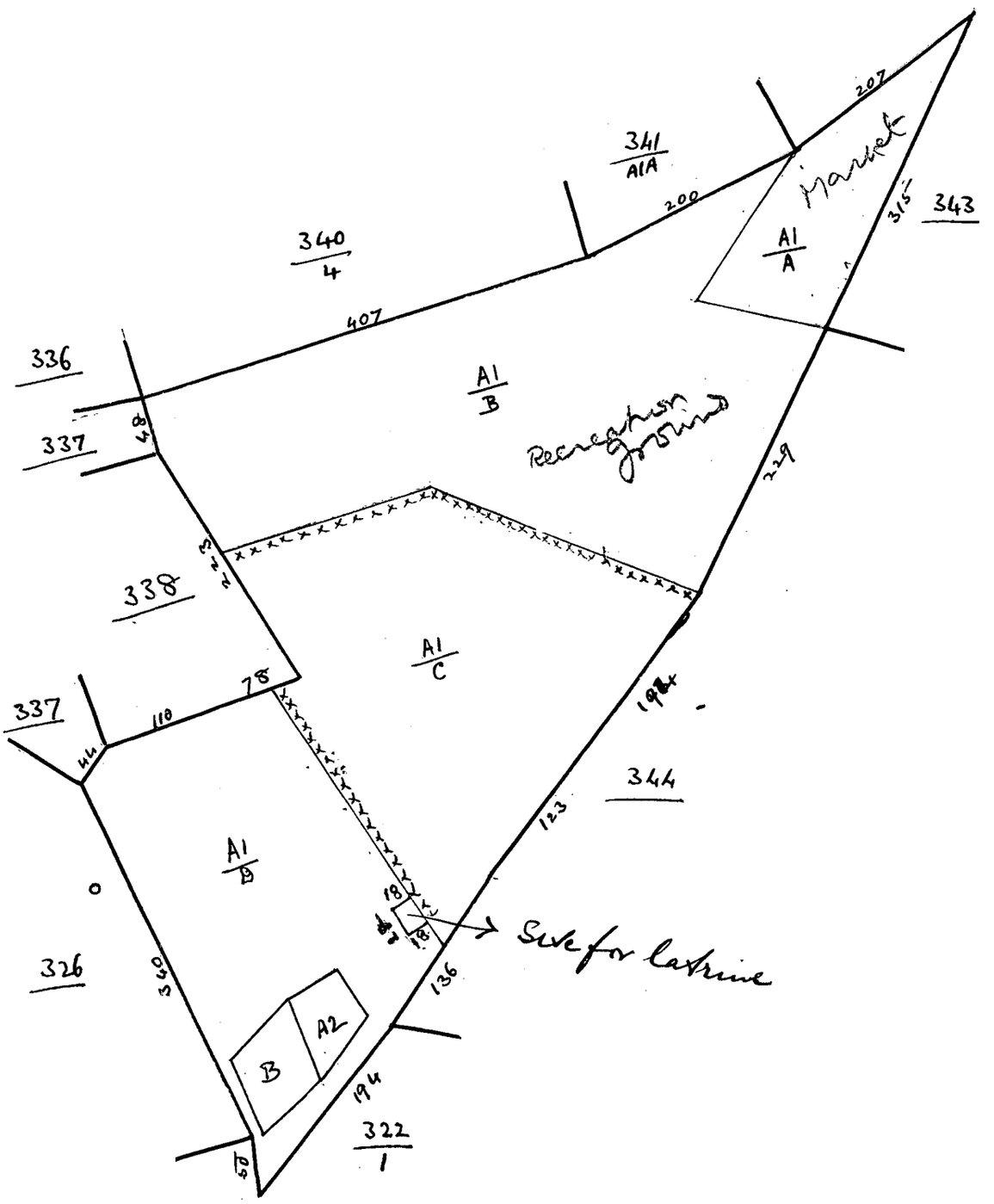
1.Description and area.	T.S.No. 339/A1B of Kadri village in Mangalore taluk, measuring 2 acs. 10018 Sq.ft.
2.Market value.	Rs.3344-15-7 at the rate of Rs 1500 per acre
3.Alienees and purpose of alienation.	The Municipal Council,Mangalore- for recreation ground.
4.Collector's remarks	Recommended.

M.D.28--6

District South Canara
Taluk Mangalore

R. S. no 204
T S no 339

Village No 87 A
Kadri



Scale 1/2 Inch = one chain or 66 ft

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Town Survey no & Sub Div		Description	Particulars
		Assessed waste	
340	.	Dry.	
		Assessed waste	
341	A1A	Dry.	
343	..	Poramboke	Municipal Road
344	..	do	
322	1	do	
326	..	do	
337	..	Assessed waste	
336	.	Poramboke	
339	B	Dry	Hos. land of N. Bastian
339	~~A A2~~	Dry.	Hos. land of Sr. R. Bastian
339	A1A	Assessed waste	The plot proposed to be alienated in favour of the Mangalore M. C. for a Market
339	A1B	do	do do for recreation
339	A1C	do	The Travellers Bungalow & Compound
339	A1D	do	
338	.	M. Sina Ram	

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Rev dept

Alienation – Land & Rev – (South Kanara) – Mangalore Tk – Kadri village – T.S. Nos 339-A-1-A and 339-A-1-B – Market and recreation ground – Mcl Council, Mangalore –

cf. G.O. No 2019 F/32 – From the Bd of Rev (L.R.A) Rep. No B2525/32-2 dt 27.6.32

To U.S.

Please see the Bd's rep. in the cf. Attention is invited to condition (ii) of the conditions proposed by the Bd. The market building stands on T.S. No 339-A-1-A. T.S. No 339-A-1-B is evidently a mistake for 339-A-1-A. As the whole of T.S. No 339-A-1-B is to be used as recreation ground, it seems desirable to substitute the words "in T.S. No 339-A-1-B" for the words "as the extent set apart for the recreation ground" in that condition.

2. The Coll's recommendation to waive the collection of the true value may be accepted.

3. A draft order is submitted for approval. It may be sent to L.S.G. for acceptance.

SECRETARY TO GOVERNMENT
7-JUL 1932
L.S.G. DEPT

Rev no. 2019 F 32-1

6/7/32

4-7-32

4/7/32

6/7/32

12

Accepted in L.S.G

Rev.

7/7

U.O. 310-(6)

A2 Ltr

Rev 2154F 7/7/32

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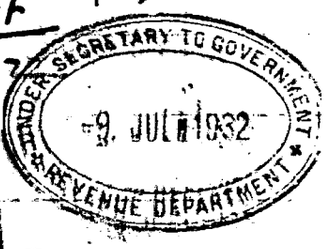

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Government of Madras.

Received.....1932. Registered.....1932.

Abstract.

close
14/7/32

Revenue Department

G.O. Ms. No. 1450 dated 12 7- 1932

Read the following:-

of C.No 2019 F/32 From the Bs offer (L R D) Rcpee No B2325/32-2 dj 27.6.32

O R D E R:-

T.S.No 339-A-1-A- Market
339-A-1-B- Recreation ground

The Government sanction the alienation of the plots 339-A-1-B mea.....2216 Sqft and 2 acres and 10018 Sqft respectively of land in S.No 339-A-1-A and ~~[illegible]~~ lore Taluk, South Kanara District, in favour of the ngalore for use as the site of a market and recreation ground as noted in the margin.

2. The alienation will be free of charge for the occupancy right and free of ground rent in respect of T.S.No 339-A-B but subject to the payment of ground rent for T.S.No 339-A-1-A the ground rent being liable to revision at resettlements and subject to the payment of back ground rent from 1927 for the market and is also ~~[illegible]~~ to the following conditions:-

(1) The land shall be used as the site of

a market and recreation ground and for no other purpose.

(2) No buildings shall be constructed in T.S.No 339-A-1-B and no fresh buildings shall be constructed in T.S.No 339-A-1-A without the previous permission of the Collr of the Dt-

~~(2) The buildings shall be constructed within from the date of the grant.~~

(3) The grantee shall keep the market buildings in good condition and shall execute the necessary repairs whenever required by the Collr to do so.

(4) ~~(3)~~ The Government may resume the land, wholly or in part, with any buildings thereon, in the event of the infringement of any of the conditions of the grant, or if, in the opinion of the Government, the land is required for a public purpose, or for conducting mining operations.

(5) ~~(4)~~ In the event of such resumption, if there are buildings on the land, the Government may, at their option, either

(a) purchase the buildings, or

(b) allow the grantee to purchase the land at its value on the date of the sale, or

(c) direct the grantee to remove the buildings.

(6) ~~(5)~~ In the event of the resumption of the land followed by purchase of the buildings under ~~clause~~ condition (5)(a), or in the event of the acquisition of land for any reason, the compensation payable therefor shall in no case exceed the initial cost, or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid by the Govt in respect of buildings constructed in contravention of condition (2).

(7) ~~(6)~~ In the event of the grantee refusing to remove the buildings, when so directed under ~~clause~~ condition (5)(c), the Government may remove them and realise the cost of the removal by the sale of the materials.

(8) ~~(7)~~ In of the vo lishment of the land by the gra ompensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee at ~~his~~ its cost.

3. The Govt accept the Coll's recommendation that the collection of the ~~reduced~~ tree value should be waived.